

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

United States District Court
Southern District of Texas

ENTERED

March 01, 2017

David J. Bradley, Clerk

UNITED STATES OF AMERICA

VS.

MARCO ANTONIO ZUNIGA

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§
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§

CRIMINAL ACTION H-16-273-2

ORDER ACCEPTING GUILTY PLEA AND FINDING OF GUILT

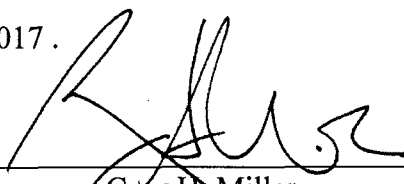
The United States Magistrate Judge has submitted her Report and Recommendation that this court accept the guilty plea of Marco Antonio Zuniga and find him guilty of Count 5 of the Indictment charging him with possession with intent to distribute 5 grams or more of methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(B)(viii). No objections have been filed to the Report and Recommendation.

After the *de novo* review required under 28 U.S.C. § 636(b)(1)(C), this court finds that the record and law support the Magistrate Judge's Report and Recommendation. The court accepts the Report and Recommendation.

Accordingly, the court finds that the defendant, Marco Antonio Zuniga, is fully competent and capable of entering an informed plea, that he is aware of the nature of the charges made against him and the consequences of his plea, and that his guilty plea is knowing and voluntary and supported by an independent basis in fact containing each of the essential elements of the offense with which he is charged.

The defendant, Marco Antonio Zuniga, is **GUILTY** of the offense of possession with intent to distribute 5 grams or more of methamphetamine, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(B)(viii) (Count 5).

Signed at Houston, Texas on February 28, 2017 .



Gray H. Miller
United States District Judge